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as the duly-appointed Chapter 11 Trustee herein*

8 **UNITED STATES BANKRUPTCY COURT**
9 **EASTERN DISTRICT OF WASHINGTON**

10 In re:

11 GIGA WATT, Inc., a Washington
12 corporation,

13 Debtor.

Case No. 18-03197

The Honorable Frederick P. Corbit

Chapter 11

**MOTION OF THE CHAPTER 11
TRUSTEE FOR ORDER (I)
EXTENDING DEADLINE TO FILE
PROOFS OF CLAIM, (II)
APPROVING PROCEDURE
RELATING TO NOTICE TO
TOKEN HOLDERS AND MINER
OWNERS, (III) APPROVING THE
FORM OF SECOND NOTICE OF
CASE COMMENCEMENT AND
NOTICE OF FIRST EXTENDED
BAR DATE, AND (IV) GRANTING
EXPEDITED CONSIDERATION**

1 Mark Waldron, the duly appointed Chapter 11 trustee (the “Chapter 11
2 Trustee”) in the bankruptcy case of the above-captioned debtor (the “Debtor” or
3 “Giga Watt”), hereby respectfully moves (the “Motion”) this Court pursuant to 11
4 11 U.S.C. §§ 105(a) and 107(c), Fed. R. Bank. P. 2002(g), Fed. R. Bank. P.
5 3003(c), Fed. R. Bank. P. 9007, LBR 2002-1(b)(3), LBR 2002-1(b)(4) and LBR
6 9018-1(b) for entry of an order extending the deadline to file proofs of claim,
7 other than for governmental units, (ii) approving the procedure for providing
8 notice to customers known as Token Holders and Miner Owners, (iii) approving
9 the form of the proposed Second Notice of Case Commencement and Notice of
10 First Extended Bar Date, and (iv) granting expedited consideration of the Motion.
11 A copy of the proposed Second Notice of Case Commencement and Notice of
12 First Extended Bar Date is attached hereto as **Exhibit A**. A copy of the proposed
13 Order granting this Motion is attached hereto as **Exhibit B**.

14 In support of the Motion, the Chapter 11 Trustee is filing herewith the:

15 1. Memorandum in Support of Motion of Chapter 11 Trustee for Order
16 (i) Extending Deadline to File Proofs of Claim, (ii) Approving the Form and
17 Manner of Notice of First Extended Bar Date, and (iii) Approving Procedures for
18 Serving Token Holders and Miner Owners;

19 2. Declaration of Lauren Mieke in Support of Motion of Chapter 11
20 Trustee for Order (i) Extending Deadline to File Proofs of Claim, (ii) Approving
21 the Form and Manner of Notice of First Extended Bar Date, and (iii) Approving
22 Procedures for Serving Token Holders and Miner Owners; and
23

24 Motion of the Chapter 11 Trustee for Order Extending
25 Deadline to File Proof of Claim, etc. – Page 2

1 3. Declaration of Mark D. Waldron in Support of Motion of Chapter 11
2 Trustee for Order (i) Extending Deadline to File Proofs of Claim, (ii) Approving
3 the Form and Manner of Notice of First Extended Bar Date, and (iii) Approving
4 Procedures for Serving Token Holders and Miner Owners, filed herewith.

5 WHEREFORE, the Trustee respectfully requests that the Court enter an
6 Order:

7 1. Granting this Motion in its entirety;

8 2. Extending by 60 days, until April 19, 2019, the deadline for all
9 parties in interest, other than governmental units, to file proofs of claim in the
10 Debtor's case;

11 3. Authorizing the Chapter 11 Trustee to serve the Second Notice
12 of Case Comment and Notice of First Extended Bar Date and future filings upon
13 the Token Holders and Miner Owners by email;

14 4. Directing the Chapter 11 Trustee to email to the Token Holders
15 and Miner Owners all papers filed in this case whether filed by the Chapter 11
16 Trustee or by a third party *until and only until the First Extended Bar Date*.

17 5. Directing that any party wishing to serve Token Holders and
18 Miner Owners with filed documents in this case shall within one (1) business day
19 of filing the documents to be served, send an email to the Chapter 11 Trustee's
20 counsel, pegan@ckrlaw.com, with every document to be served attached to the
21 email in pdf format and ready to be emailed to the Token Holders and Miner
22 Owners List.

1 6. Directing that after the First Extended Bar Date, all parties
2 shall serve the Token Holders and Miner Owners at the address listed in the proof
3 of claim or notice of appearance and request for notice filed by the applicable
4 Token Holder or Miner Owner. If no proof of claim or notice of appearance and
5 request for notice is filed by a Token Holder or Miner Owner before the First
6 Extended Bar Date, then no further notice to the Token Holder or Miner Owner
7 shall be required.

8 7. The Chapter 11 Trustee shall file under seal the portion of the
9 Certificate of Service of this Motion that includes the Token Holders and Miner
10 Owners List and shall, if not done so already, file an unredacted version of the
11 Token Holders and Mine Owners List with the Court pursuant to the Court's
12 protocol for filing sealed documents.

13 8. With respect to future filings and notices in this case, and to
14 alleviate the burden of moving to seal each Certificate of Service, a filing party in
15 this case may certify service on the Token Holders and Miner Owners by stating
16 that the party served "all persons whose addresses are included in the Token
17 Holders and Miner Owners";

18 9. Finding that the Notice of this Motion proposed herein is
19 proper and sufficient and approving the reduced period of time to object to the
20 Motion, as requested by the Chapter 11 Trustee in the Motion; and
21
22
23

1 10. Granting such other and further relief as the Court deems just
2 and proper.

3 Dated: February 19, 2019

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